

**FILED**  
Clerk  
District Court

**OCT 11 2005**

For The Northern Mariana Islands  
By \_\_\_\_\_  
(Deputy Clerk)

CARLSMITH BALL LLP

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Attorneys for Defendants  
American Overseas Marine Corporation  
and General Dynamics Corporation

UNITED STATES DISTRICT COURT

FOR THE

NORTHERN MARIANA ISLANDS

KENNETH COUTURE,

Plaintiff,

vs.

AMERICAN OVERSEAS MARINE  
CORPORATION and GENERAL  
DYNAMICS CORPORATION,

Defendants.

CIVIL ACTION NO. CV05-0024

**DEFENDANTS' INITIAL  
DISCLOSURES; CERTIFICATE  
OF SERVICE**

Defendants American Overseas Marine Corporation and General Dynamics Corporation,  
by and through their Attorney of record, David Ledger, submit the following disclosure  
statement pursuant to Fed. R. Civ. P. 26(a)(1) and LR 16.2CJ(d):

**I. Persons likely to have Discoverable Information**

1. Plaintiff and potentially any member of the crew serving with the plaintiff when  
the initial injury occurred, a list is attached. Defendants are unaware of any eye-witness to the  
injury. However, the following individuals have knowledge of the incident and injury: Captain  
David Hagner, Chief Mate Dan Reed, 2nd A/E William Arnost, 1st A/E Charly Smith, Chief  
Mate Peter Kirk, MSO Karl Englehart, Donald Farmer.

2. All health care providers who have treated the plaintiff.

II. Listing, Description and Location of Documents, Data Compilations and Tangible Things

1. See attached documents.

III. Description and Computation of Damages

Not applicable.

IV. Insurance Agreements

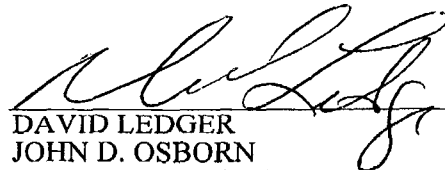
There is no "insurance policy" in the form you may be used to seeing. The vessel is entered with a UK-based protection and indemnity association. The vessel owner is a Member of the Association. The Association does not provide liability coverage in the traditional sense. Instead, the Association will indemnify the Owner for losses paid in accordance with Association Rules. You may view the Rules, and other information concerning insurance, at <http://www.standard-club.com>. Click "Enter", and then click on the drop-down category "Cover". We will provide you with a "Certificate of Entry" which shows that the Vessel is entered with the Association and that the Shipowner is a Member.

V. Expert Testimony

Defendants anticipate the need for two expert witnesses, but have yet to retain any.

DATED: October 11, 2005.

CARLSMITH BALL LLP

  
DAVID LEDGER  
JOHN D. OSBORN  
Attorneys for Defendants  
American Overseas Marine Corporation  
and General Dynamics Corporation

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 11th day of October 2005, I will cause to be served, via hand delivery, a true and correct copy of **DEFENDANTS' INITIAL DISCLOSURES** upon the following Counsels of record:

William M. Fitzgerald, Esq.  
Law Office of William M. Fitzgerald  
1st Floor, Macaranas Building  
Post Office Box 909  
Saipan, MP 96950

and

Bruce Berline, Esq.  
Law Office of Bruce Berline  
1st Floor, Macaranas Building  
Post Office Box 5682 CHRB  
Garapan, Saipan MP 96950

DATED: October 11, 2005.

  
\_\_\_\_\_  
DAVID LEDGER